

COMMONWEALTH OF MASSACHUSETTS  
EXECUTIVE OFFICE OF ENVIRONMENTAL AFFAIRS  
**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

ONE WINTER STREET, BOSTON, MA 02108 617-292-5500

January 3, 2006

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In the Matter of  
Westborough Treatment  
Plant Board

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Docket No. 2005-163  
File No. MA0100412  
Westborough

**RECOMMENDED FINAL DECISION**

A Stipulation of Dismissal was received in this office on December 28, 2005 signed by the petitioner, Westborough Treatment Plant Board and the Department of Environmental Protection. The petitioner, Westborough Treatment Plant Board has resolved its issues regarding the appealed permit with both the Department and EPA. The parties request that this appeal of a surface water discharge permit be dismissed. I recommend this appeal to be dismissed as moot, pursuant to 310 CMR 1.01(5)(a)(15)f.i and 310 CMR 1.01(11)(d)1.

**NOTICE**

This decision is a recommended final decision of the Presiding Officer. It has been transmitted to the Commissioner for his final decision in this matter. This decision is therefore not a final decision subject to reconsideration under 310 CMR 1.01(14)(e), and may not be appealed to Superior Court pursuant to M.G.L. c. 30A. The Commissioner's final decision is subject to rights and reconsideration and court appeal and will contain a notice to that effect.

Because this matter has now been transmitted to the Commissioner, no party shall file a motion to renew or reargue this recommended final decision or any portion of it, and no party



shall communicate with the Commissioner's office regarding this decision unless the Commissioner in his sole discretion, directs otherwise.

This final document copy is being provided to you electronically by the  
Department of Environmental Protection. A signed copy of this document  
is on file at the DEP office listed on the letterhead.

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Ann Lowery  
Presiding Officer

*Adopted by Commissioner Robert W. Golledge, Jr., January 10, 2006.*